



EFW/JCE 5

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Mark J Schnitzer

Case Name/No. **Schnitzer 5**  
Serial No: **10/082870**  
Filing Date: **February 25, 2002**  
Group Art Unit: **3737**  
Examiner: **William C. Jung**

**MAIL STOP RCE**  
**COMMISSIONER FOR PATENTS**  
**P.O. BOX 1450**  
**ALEXANDRIA, VA 22313-1450**

**REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 CFR § 1.114**

SIR:

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of application Serial No. 10/082870 filed on February 25, 2002  
entitled Multi-Photon Endoscopy

**NOTE:** 37 CFR § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a Continued Prosecution Application (CPA) under 37 CFR § 1.53(d) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. SUBMISSION REQUIRED UNDER 37 CFR § 1.114**

a. *Previously Submitted*

i. Consider the amendment/reply under 37 CFR § 1.116 previously filed on

*(Any unentered amendment(s) referred to above will be entered.)*

ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on

iii. Other \_\_\_\_\_

b. *Enclosed*

i. Amendment/Reply

ii. Affidavit(s)/Declaration(s)

iii. Information Disclosure Statement (IDS)

iv. Other \_\_\_\_\_

04/22/2005 NAB3ED1 00000046 122325 10002370

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Case Report *April 18, 2005*  
Priority copy of this correspondence is being deposited  
with the United States Postal Service in a First Class, Mail  
envelope on the date indicated above and is addressed to  
Mail Box *RCE*  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450.

*Catherine F. Dugan*  
Catherine F. Dugan  
Signature of Commissioner for Patents

**2. MISCELLANEOUS**

- a. Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of \_\_\_\_\_ month(s).  
*(Period of suspension shall not exceed 3 months. Fee under 37 CFR § 1.17(i) required.)*
- b. Other \_\_\_\_\_

**3. FEES**

- a. The Director is hereby authorized to charge the following fees to **Lucent Technologies Deposit Account No. 12-2325**.
  - i. RCE fee required under 37 CFR § 1.17(e) - **\$790.00**
  - ii. Other - \_\_\_\_\_

In the event of non-payment or improper payment of a required fee, the Commissioner is authorized to charge or to credit **Deposit Account No. 12-2325** as required to correct the error. Duplicate copies of this letter are enclosed.

The Commissioner is hereby authorized to treat any concurrent or future reply, requiring a petition for extension of time under 37 CFR § 1.136 for its timely submission, as incorporating a petition for extension of time for the appropriate length of time if not submitted with the reply.

Please address all correspondence to **Docket Administrator (Room 3J-219), Lucent Technologies, Inc., 101 Crawfords Corner Road, Holmdel, New Jersey 07733-3030**. However, telephone calls should be made to me at **908-582-6866**.

Respectfully,



**John F. McCabe**  
Attorney for Applicant(s)  
Reg. No.: **42854**

Date: April 18, 2005

Lucent Technologies Inc.  
101 Crawfords Corner Road  
Room 3J-219  
Holmdel, New Jersey 07733-3030



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IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Patent Application

Inventors: Mark J. Schnitzer                      Case No.: 5  
Serial No.: 10/082,870                      Group Art Unit: 3737  
Filing Date: Feb. 25, 2002                      Examiner: William C. Jung  
Title: MULTI-PHOTON ENDOSCOPY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE UNDER 37 C.F.R. §§ 1.114, 1.121**

This response is a reply to the Office Action mailed February 7, 2005.

a. **Introductory Comments**

The Office Action rejects claims 1 – 21.

Herein, Applicants amend claims 1 – 4, 7 – 8, 12 – 13, and 16.

Applicants request reconsideration.